Serial No. 10/699,111 August 1, 2005 Page 5

REMARKS

This responds to the Office Action mailed 03/31/2005. Claims 20-28 remain pending, with claim 20 being the only independent claim. New dependent claims 29-32 have been presented, and claim 23 has been amended to address the objections raised by the Examiner.

Information Disclosure Statement

The Information Disclosure Statement filed January 13, 2004 (certificate of mailing) did not enclose a copy of the listed foreign document - EP 0 773 119. However, the same IDS does indicate that the EP 0 773 119 document is of record in the parent case to the present application, Ser. No. 10/194,934 filed July 12, 2002. As such, it is respectfully requested that the Examiner officially consider the EP 0 773 119 document pursuant to 37 CFR § 1.98(d). For the Examiner's convenience, a copy of the EP 0 773 119 document is submitted herewith as Exhibit A.

Double Patenting

The 10/194,934 application referenced by the Examiner in the provisional double patenting rejection has now issued as U.S. Patent No. 6,890,003 on May 10, 2005. A Terminal Disclaimer in connection with the 6,890,003 patent is submitted herewith.

Serial No. 10/699,111 August 1, 2005 Page 6

Conclusion

The undersigned respectfully submits that this application now meets all statutory requirements. A Notice of Allowance is respectfully requested.

Respectfully submitted,

Steven M. Haas (Reg. No. 37,841)

Fay, Sharpe, Fagan, Minnich & McKee, LLP

1100 Superior Avenue - Seventh Floor

Cleveland, OH 44114-2518 Telephone (216)861-5582

Exhibit A - EP 0 773,119